

SENATE BILL 2433

By Finney L

AN ACT to amend Tennessee Code Annotated, Title 9,
Chapter 4 and Title 67, relative to surplus tax
revenue.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 9-4-211, is amended by adding the
following language as a new, appropriately designated subsection:

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(1) Each year, beginning with the budget for the 2012-2013 fiscal year, in addition to all funds appropriated elsewhere in the general appropriations bill, the bill shall include a provision allocating to the reserve for revenue fluctuations established by this section an amount equal to fifty percent (50%) of the amount by which actual state tax revenue collected during the then current fiscal year exceeds the budgeted amount of estimated state tax revenue in the enacted budget for such fiscal year, such amount to be certified by the commissioner of finance and administration following the close of the current fiscal year as provided in subdivision () (2).

(2) On or before August 15th of each year, the commissioner of finance and administration, in consultation with the commissioner of revenue, shall certify the amount of state tax revenue collected during the immediately prior fiscal year and the amount by which the actual state tax revenue collected exceeded the budgeted amount, if any. The commissioner of finance and administration shall notify the governor, speaker of the senate, speaker of the house of representatives, state treasurer, and the comptroller of the treasury of such amounts.

(3) Subdivision () (1) shall not apply during any fiscal year in which the amount in the reserve at the beginning of the fiscal year totals seven percent (7%) or more of the estimated state tax revenue to be allocated to the general fund and the education trust fund for that year.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.